

JAN 25 2006

## OFFICE OF PETITIONS

PTO/SB/30 (11-4-05)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS 313(c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/617,266-Conf. #2422
	Filing Date	July 9, 2003
	First Named Inventor	Andrea Leone-Bay
	Art Unit	1654
	Examiner Name	J. E. Russel
	Attorney Docket Number	01946/100B035-USC

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☒ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required.)

b. ☒ Other Petition to Withdraw Application from Issue

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 04-0100. I have enclosed a duplicate copy of this sheet.

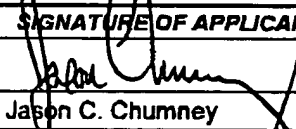
i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other Petitions to the Director not specifically provided for (Group III)

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</b>			
Signature		Date	January 25, 2006
Name (Print/Type)	Jason C. Chumney	Registration No.	54,781

01/26/2006 CKHLOK 00000007 040100 10617266

02 FC:1801 790.00 DA

JAN 25 2006

## OFFICE OF PETITIONS

PTO/SB/17 (1-3-34v2)

Approved for use through 7/31/2006. OMB 066-1-0032

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b> Application Number 10/617,266-Conf. #2422 Filing Date July 9, 2003 First Named Inventor Andrea Leone-Bay Examiner Name J. E. Russel Art Unit 1654 Attorney Docket No. 01946/100B035-USC	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) 920.00			

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 04-0100 Deposit Account Name: Darby & Darby P.C.	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	

<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
	<b>FILING FEES</b> Small Entity Fee (\$) Fee (\$)		<b>SEARCH FEES</b> Small Entity Fee (\$) Fee (\$)		<b>EXAMINATION FEES</b> Small Entity Fee (\$) Fee (\$)		<b>Fees Paid (\$)</b>
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>						<b>Small Entity</b> <b>Fee (\$)</b> <b>Fee (\$)</b>	
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
<b>Total Claims</b> 52 - 52 =		<b>Extra Claims</b> x		<b>Fee (\$)</b> =		<b>Fee Paid (\$)</b> =	
<b>Indep. Claims</b> 1 - 20 =		<b>Extra Claims</b> x		<b>Fee (\$)</b> =		<b>Fee Paid (\$)</b> =	
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
<b>Total Sheets</b> - 100 =		<b>Extra Sheets</b> /50		<b>Number of each additional 50 or fraction thereof</b> (round up to a whole number) x		<b>Fee (\$)</b> =	
						<b>Fee Paid (\$)</b> =	
<b>4. OTHER FEE(\$)</b>							
Non-English Specification, \$130 fee (no small entity discount)						130.00	
Other (e.g., late filing surcharge): 1464 Petitions to the Director not specifically ...						790.00	
801 Request for continued examination (RCE) (see 37 ...						790.00	

<b>SUBMITTED BY</b>			
Signature 	Registration No. (Attorney/Agent) 54,781	Telephone (212) 527-7700	
Name (Print/Type) Jason C. Churney		Date January 25, 2006	

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## FAX TRANSMISSION

OFFICE OF PETITIONS

DATE: January 25, 2006

PTO IDENTIFIER: Application Number 10/617,266-Conf. #2422  
Patent Number

Inventor: Andrea Leone-Bay et al.

MESSAGE TO: Office of Petitions

FAX NUMBER: (571) 273-0025

FROM: DARBY &amp; DARBY P.C.

Jason C. Chumney

PHONE: (212) 527-7700

Attorney Dkt. #: 01946/100B035-USC

PAGES (Including Cover Sheet): 15

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Fee Transmittal (1 page)  
Petition to Withdraw Application From Issue (RCE) (2 pages)  
Amendment (9 pages)  
Certificate of Transmission (1 page)  
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PTO/SB/97 (1-9-04)

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Application No. (if known): 10/617,266

Attorney Docket No.: 01946/100B035-USC

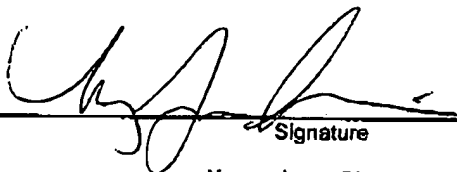
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**Certificate of Transmission under 37 CFR 1.8** OFFICE OF PETITIONS

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on January 25, 2006  
Date



Signature

Nancy Joyce Simmons

Typed or printed name of person signing Certificate

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Telephone Number

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Request for Continued Examination Transmittal (1 page)  
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